

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA )  
v. ) Case No. 16-cr-10137-LTS  
KENNETH BRISSETTE and )  
TIMOTHY SULLIVAN )  
\_\_\_\_\_)

**DEFENDANT SULLIVAN'S MOTION REQUESTING A PRETRIAL "JAMES  
HEARING" AND RELATED RELIEF**

Defendant Timothy Sullivan hereby requests a pre-trial hearing on the admissibility of co-conspirator hearsay statements against him and to preclude the government from referencing such statements in its opening for the reasons set forth in the accompanying memorandum of law.

Respectfully submitted,

TIMOTHY SULLIVAN,  
By his attorneys,

/s/ *William J. Cintolo*  
/s/ *Thomas R. Kiley*  
/s/ *Meredith G. Fierro*

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**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(2)**

Undersigned counsel hereby certifies that the parties have conferred in an effort to narrow the issues raised by this motion.

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as nonregistered participants on July 16, 2019.

/s/ *Meredith G. Fierro*